

PATRICK L. FORTE, State Bar #80050  
CORRINE BIELEJESKI, State Bar #244599  
LAW OFFICES OF PATRICK L. FORTE  
One Kaiser Plaza, #480  
Oakland, CA 94612  
Telephone: (510) 465-3328  
Facsimile: (510) 763-8354

Attorneys for Debtors

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA

**In re:** **No. 08-46410 RN**

**RICHARD LAWRENCE GIFFORD  
and VALERIE FAYE GIFFORD,**

**Chapter 13**

**Debtors.**

**MOTION TO MODIFY CHAPTER 13 PLAN;  
NOTICE TO CREDITORS OF  
DEADLINE TO REQUEST A HEARING**

The above-named debtors apply to the court for an order to modify their Chapter 13 Plan as follows:

Commencing September, 2009, debtors shall pay the sum of \$750.00 per month for the months of September, October and November, 2009. Commencing December, 2009, debtors shall pay the sum of \$1,615.00 per month. Any plan arrearages shall be forgiven. Unsecured, nonpriority creditors shall be paid on a pro-tanto basis.

The modification is sought on the following grounds: Ms. Gifford has been out of work since June, 2009 and expects to be employed by December, 2009.

**NOTICE IS HEREBY GIVEN:**

(i) That Local Rule 9014-1 of the United States Bankruptcy Court for the Northern District of California prescribes the procedures to be

1 followed and that any objection to the requested relief, or a request for  
2 hearing on the matter must be filed and served upon the undersigned  
3 within twenty (20) days of mailing of this notice;

4 (ii) That a request for hearing or objection must be accompanied  
5 by any declarations or memoranda of law the party objecting or requesting  
6 wishes to present in support of its position;

7 (iii) That if there is not a timely objection to the requested  
8 relief or a request for hearing, the Court may enter an order granting  
9 the relief by default; and

10 (iv) That the undersigned will give at least ten (10) days written  
11 notice of hearing to the objecting or requesting party, and to any  
12 trustee or committee appointed in the case, in the event an objection or  
13 request for hearing is timely made.

14 Dated: September 1, 2009

15 /s/ Corrine Bielejeski  
16 CORRINE BIELEJESKI  
17 Attorney for Debtors  
18  
19  
20  
21  
22  
23  
24  
25  
26